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FACSIMILE TRANSMITTAL SHEET

TO: Examiner DAVID J. MCCROSKY, Group Art Unit 3736

FIRM/COMPANY: Mail Stop Non-Fee Amendment

FACSIMILE NUMBER: 703.872-9302

**CONFIRMATION
TELEPHONE:** 703.305-1331

FROM: Ruth Der, Paralegal

DIRECT DIAL: 415.371.2231

DATE: April 12, 2004

USER NUMBER:

FILE NUMBER: Atty Docket No. R0367-00202, USSN 10/004,987

TOTAL # OF PAGES: 18
(INCLUDING COVERSHEET)

MESSAGE: Attached is Transmittal and Amendment And Response To Office Action Mailed 01/16/2004.

NOTE: Original will not follow

CONFIDENTIALITY NOTICE

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SFS4027.1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of
Burbank et al.

For: **METHODS AND APPARATUS FOR
SECURING MEDICAL INSTRUMENTS
TO DESIRED LOCATIONS IN A
PATIENT'S BODY**

Serial No.: 10/004,987

Filed: December 4, 2001

Atty. Docket No.: R0367-00202

) Examiner: D. J. McCrosky

) Group Art Unit: 3736

TRANSMITTAL

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8

I hereby certify that this these papers are being sent by facsimile to (703) 872-9302 addressed to Examiner David J. McCrosky,
at Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
on April 13, 2004 in San Francisco, CA

By: [Signature]

Via Facsimile

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. Transmitted herewith for filing in the above-identified patent application is the following:

X Amendment and Response To Office Action Mailed 01/26/2004.

2. Claim Fee Calculation

 No additional claim fee is required.

X Amendment increases number of claims or multiple dependencies.

Additional Claim Fee Calculation

Description	Fee Code	Claims	Extr	Rate	Fee
Independent Claims	2201	10 - 9 =	1 x	\$43=	\$ 43.
Total Claims	2202	43 - 42 =	1 x	\$9=	\$ 9.

Total Claim Fees Due


\$ -52.-

3. Payment of Fees Due

X The Commissioner is authorized to charge any fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing Atty. Docket No. R0367-00202. **A duplicate copy of this transmittal is enclosed.**

Respectfully submitted,

By: _____


Edward J. Lynch
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Attorney for Applicant

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PATENT

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Burbank et al.

Examiner: D. J. McCrosky

Group Art Unit: 3736

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Serial No.: 10/004,987

Filed: December 4, 2001

Atty. Docket No.: R0367-00202

**AMENDMENT AND RESPONSE
TO OFFICE ACTION
MAILED 01/16/2004**

CERTIFICATE OF MAILING PURSUANT TO 37 CFR 1.8

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at Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
on April 13 2004, in San Francisco, CA.By: [Signature]Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on January 16, 2004, please amend the
above-identified application as follows.